

IN THE UNITED STATES BANKRUPTCY COURT FOR THE
EASTERN DISTRICT OF VIRGINIA
Richmond Division

In Re:)
)
CIRCUIT CITY STORES, INC. et al.,) CASE NO. 08-35653-KRH
)
Debtors.) JOINTLY ADMINISTERED

NOTICE OF APPEARANCE

PLEASE TAKE NOTICE that the United States of America, hereby appears in this case by the United States Attorney.

REQUEST IS HEREBY MADE, pursuant to Fed. R. Bankr. Pro. 2002(j) and 9007 that all notices given or required to be given in this case and all papers, pleadings, motion, applications, plans and disclosure statements served or required to be served in this case shall be directed to undersigned counsel.

IN ADDITION, the United States makes specific request for all plans and disclosure statements filed in this proceeding.

IN ADDITION, with respect to any contested matter or adversary proceeding, service of all pleadings, motions, applications notices and all other documents shall also be made on the following pursuant to Fed. R. Bankr. Pro. 7004:

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IN ADDITION, pursuant to Fed. R. Bankr. Pro. 2002 notices, including plans and disclosure statements, if applicable, must be sent to the specific department, agency or instrumentality of the United States through which the debtor became indebted.

PLEASE TAKE FURTHER NOTICE that neither this Notice of Appearance nor any subsequent pleading is intended to waive (i) the right to have final orders in non-core matters entered after *de novo* review by a district judge, (ii) the right to trial by jury, (iii) the right to have the reference withdrawn by the District Court, or (iv) any other rights, claims, actions, defenses, setoffs or recoupments to which the United States is or may be entitled to which the United States expressly reserves. Further, the United States reserves its objection to the jurisdiction of the Court over it and files this pleading as part of a limited appearance in this case pursuant to 28 U.S.C. §517. *See* McQuillen v. Nat'l Cash Register Co., 112 F.2d 877, 881-882 (4th Cir. 1940); Flatow v. Islamic Republic of Iran, 305 F.3d 1249 (D.C. Cir. 2002).

Respectfully submitted,

Dana J. Boente
Acting United States Attorney

By: /s/ Robert P. McIntosh
Robert P. McIntosh
Assistant United States Attorney

CERTIFICATE OF SERVICE

I hereby certify that I have served the foregoing Notice of Appearance upon all interested parties to this proceeding, by causing true and correct copies thereof to be placed in the United States mail, postage prepaid, addressed as follows:

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I further certify a copy of foregoing will be filed with the United States Bankruptcy Court electronically in the CM/ECF system. Notice of this filing will be sent to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system. Parties currently listed by the CM/ECF system to receive electronic notice in this case are set forth below.

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